

INSTRUMENT PREPARED BY
VIRGINIA GAS AND OIL BOARD

ORDER RECORDED UNDER CODE
OF VIRGINIA SECTION 45.1-361.26

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NO. VGOB-10-1116-2877
ELECTIONS: CBM Unit F-36
(hereinafter "Subject Drilling Unit")

REPORT OF BOARD

FINDINGS AND ORDER

1. This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at its hearing held at 9:00 a.m. on October 20, 1992, Board of Supervisors Room, Courthouse, Grundy, Virginia, and pursuant to authority granted to the Board's Chairman at the hearing of the Virginia Gas and Oil Board on June 16, 1992 at 9:00 a.m. at the Rhododendron Restaurant at the Breaks Interstate Park, Breaks, Virginia; and this Supplemental Order is being recorded for the purpose of (1) complying with the requirements of the Virginia Gas and Oil Board Regulations, 4 VAC 25-160.70C by supplementing the Order previously issued by the Board for subject Docket on April 28, 2011 and recorded as Instrument No. 110001213 in the Office of the Clerk of the Circuit Court for Buchanan County, Virginia on May 20, 2011 (herein "Board Order") and (2) to complete the record regarding elections. The Board Order established a drilling unit and pooled all interests in Subject Drilling Unit including those of the Respondents more particularly set forth and identified by the Designated Operator in the affidavits attached hereto and made a part hereof. The Board finds it has jurisdiction over the subject matter pursuant to the provisions of the Virginia Gas and Oil Act, § 45.1-361.1 *et seq.*, Virginia Code, 1950 as amended.
2. Findings: The Board finds that:
 - (a) The Board Order directed GeoMet Operating Company, Inc. (herein the "Designated Operator"), to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by said Board Order;
 - (b) The Designated Operator, through its agent S.T. Mullins, Esquire, filed its affidavit of mailing dated June 10, 2011, disclosing that it

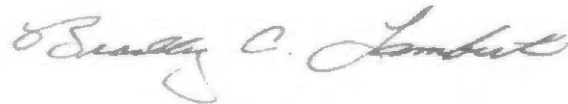
had mailed a correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

- (c) The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make his or her election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the Designated Operator has filed its affidavit dated April 26, 2015, in accordance with § 7.C of the Virginia Gas and Oil Board Regulations and 4 VAC 25-160.7C (herein "Affidavit of Elections" annexed hereto), wherein it has, for each Respondent whose interests, if any, were pooled by said Board Order, stated: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of the election(s) made, if any; and (iii) whether, by reason of failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Designated Operator;
 - (d) Current Board standards requiring the escrow of funds and the Board's agreement with its Escrow Agent, The First Bank and Trust Company, 38 East Valley Street, Bristol, Virginia 24201; Telephone: (276) 466-9222 Attn: Kenneth Lovelace, or any successor named by the Board, require the entry of a Supplemental Order establishing of record the elections made or deemed to have been made and specifying the sums or percentage thereof subject to escrow. Current Board escrow standards were made applicable to Subject Drilling Unit by a Board Order dated July 18, 2006. The Affidavit of Elections indicates that the escrow of funds is not **required** with regard to Well No. F-36 CBM Unit.
3. Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at Paragraph 2 above, to the extent escrow was required and to the extent it pertained to the elections and interests of the Respondents who have entered into a royalty split agreement and no longer require escrow of any funds, the Applicant is hereby directed to provide the Board with reconciliation of its and the Escrow Agent's records so that any funds affected by this Order may be disbursed in an appropriate manner.
 4. Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or its Attorney shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Supplemental Order stating that a true and correct copy of this Supplemental Order was mailed within seven (7) days from the date of

receipt of this Supplemental Order to each Respondent whose address is known.

5. Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and **IT IS SO ORDERED**.
6. Effective Date: This Amended Supplemental Order shall be effective as of the date of the Board's approval of this Application, which is set forth at Paragraph 1 above.

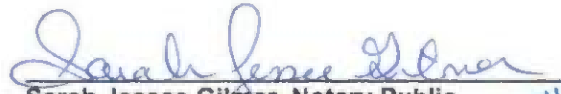
DONE AND EXECUTED this 6 day of May, 2015 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 6th day of May, 2015, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.



Sarah Jessee Gilmer, Notary Public
262946

My Commission expires: July 31, 2017

DONE AND PERFORMED this 7 day of May, 2015 by Order of the Virginia Gas and Oil Board.

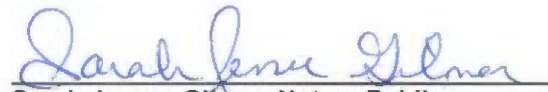


Rick Cooper
Principal Executive to the
staff, Virginia Gas and Oil Board



COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 7th day of May, 2015, personally before me a notary public in and for the Commonwealth of Virginia, appeared Rick Cooper, being duly sworn did depose and say that he is Principal Executive to the staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.



Sarah Jessee Gilmer, Notary Public
262946

My Commission expires: July 31, 2017



VIRGINIA:***BEFORE THE VIRGINIA GAS AND OIL BOARD***

IN RE: Application of GeoMet Operating Company, Inc. for the Forced Pooling of Interests in CBM Unit F-36, Docket No. VGOB-10-1116-2877 in the Garden District, Patterson Quadrangle, Buchanan County, Virginia.

AFFIDAVIT OF MCKINNIS & SCOTT, Attorneys-at-Law, Agents for the Designated Operator REGARDING ELECTIONS, ESCROW ACCOUNTS AND SUPPLEMENTAL ORDER

Timothy E. Scott (herein Affiant), being duly sworn on oath, deposes and says:

1. That the Affiant is an attorney in the law firm of MCKINNIS & SCOTT, the Agent for the Designated Operator, with offices located at 135 W. Main Street, Suite 200, Kingsport, Tennessee 37660, and is authorized to give this Affidavit in its behalf;
2. That the Order entered on April 28, 2011, by the Virginia Gas and Oil Board regarding the captioned coalbed methane gas unit required the Applicant to mail a true and correct copy of said Order to each person pooled by said Order;
3. That within seven (7) days of the receipt of an executed and recorded copy of the Order referred to at Paragraph 2, above, Designated Operator was directed to cause a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who are added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Abingdon, Virginia;
4. That the Order of the Virginia Gas and Oil Board in the captioned matter required all persons pooled thereby to tender written notice of their election of the option selected under Paragraph 9 of the Order to the Designated Operator within thirty (30) days from the date of receipt of a copy of the recorded Order;
5. That the Designated Operator has established procedures to review all mail received and all written documents received by means other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any,

made with regard to Subject Drilling Unit; that the following persons or entities delivered, by mail or otherwise, written elections to the Unit Operator, within the thirty day elections period:

NONE

6. That the interest and/or claims of the following persons or entities (who made timely elections, or who are deemed under the terms of the Board's Order to have leased, or who, subsequent to the pooling hearing held in the captioned matter, have leased or otherwise entered into an agreement with the Designated Operator) are subject to escrow under the Board's Order pooling the captioned Unit, as unknown or unlocatable:

NONE

7. That after the pooling hearing held in the captioned matter, the following persons or entities have leased or entered into a voluntary agreement with the Designated Operator with regard to their interest and/or claims:

NONE

8. That the Designated Operator with regard to persons previously requiring the services of the Escrow Agent have now reached an agreement regarding their interests or claims that allows Applicant/Designated Operator to make royalty distribution without the need to escrow funds which would otherwise be in conflict:

NONE

9. That the Respondents identified in Exhibit B-3 hereto have not made a timely election and have failed to enter into an agreement with the Designated Operator and their respective coalbed methane rights, interests and claims shall be deemed to have leased to Applicant/Designated Operator pursuant to and in accordance with Paragraph 10 of the Board Order dated April 28, 2011:

See Exhibit B-3

10. The Designated Operator requests that the following persons be dismissed as Respondents:

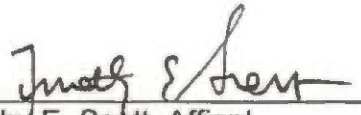
NONE

That pursuant to the provisions of 4VAC 25-160.70.A.10 and .C and VAC 25-160-80, annexed hereto and incorporated herein is a proposed supplemental order to be entered to complete the record regarding elections; that said annexed amended

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supplemental order sets forth that the services of the Escrow Agent are not required in this matter pursuant to the terms of §§ 45.1-361.21.D and 45.1-361.22.A.3 and .4.

Dated at Kingsport, Tennessee, this 26th day of April, 2015.


Timothy E. Scott, Affiant

Taken, subscribed and sworn to before me by Timothy E. Scott, the Agent for GeoMet Operating Company, Inc., on behalf of the corporation, this 26th day of April, 2015.


Notary Public

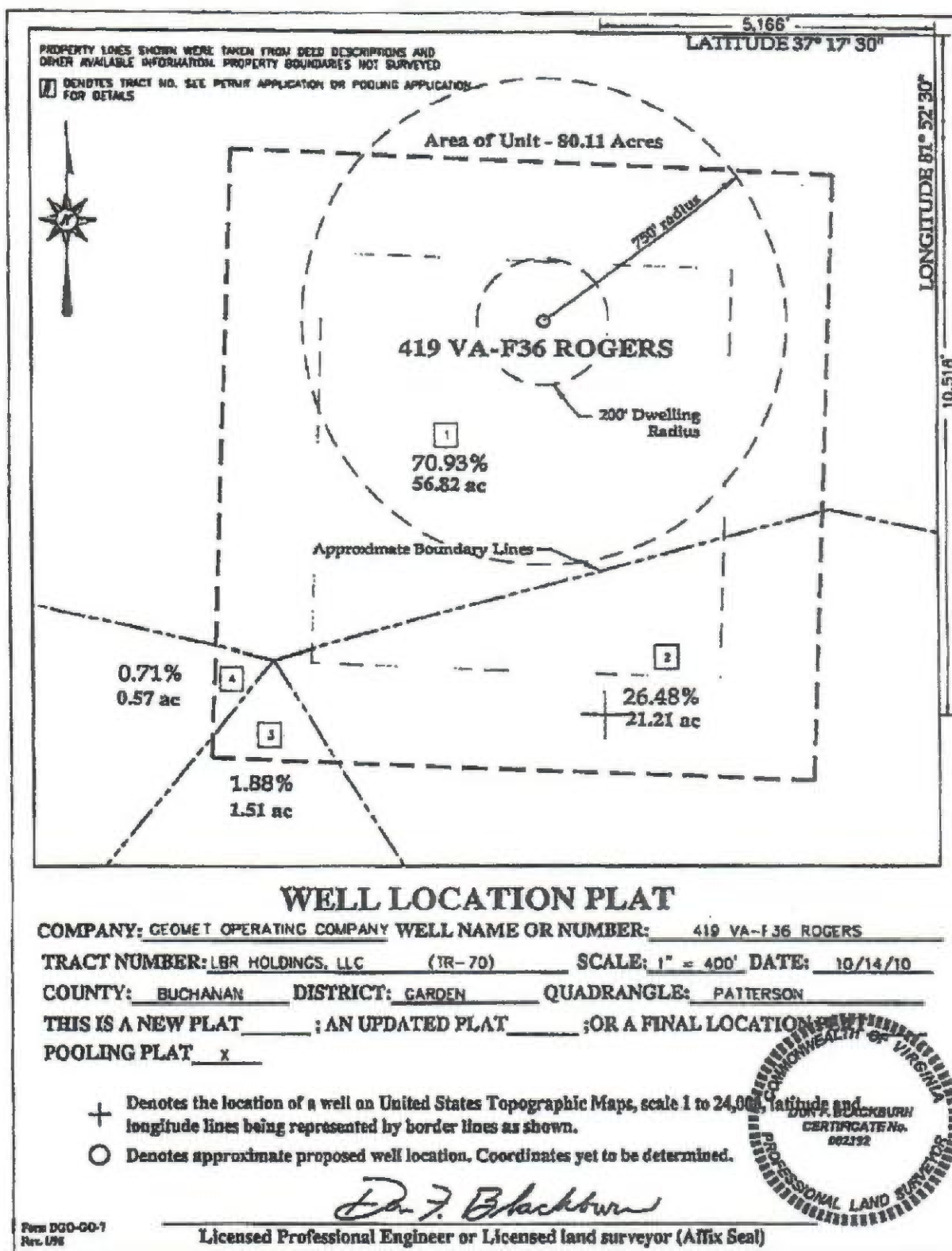
My commission expires: 7-18-2017

[f:\msword2000\atlas 2015\pooling.F-36.supportorder&aff amended]



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"EXHIBIT A"



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"EXHIBIT A"

Well Name : Rogart 419 F-36

Pooling Plat Attachment A

Plat Tract Number	Owners	Percentage Ownership
1.) 70	LBR Holdings, LLC	26.82 ac. ~ 70.93% of 80.11 ac.
2.)	Celia Compton Estate	21.21 ac. ~ 26.48% of 80.11 ac.
3.)	Caroline Cole Heirs	1.51 ac. ~ 1.88% of 80.11 ac.
4.)	F.D. Robertson et al.	0.57 ac. ~ 0.71% of 80.11 ac.

Location Description: 4.12 Miles southeast of State Route 640jct. W/ State Route 83
and 2.51 miles northeast of State Route 640jct. W/State Route 638.

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EXHIBIT B-3
PARTIES WHO HAVE NOT REACHED AN AGREEMENT WITH OPERATOR
ROGERS 419-CBM UNIT F-36
VGOB DOCKET NO. 10-1116-2877

<u>TRACT</u>	<u>OWNER</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Coal Estate Only			
<u>Tract 2</u> (26.48%) Celia Compton	Celia Compton Trust Lodge Compton and William Blake Compton, Trustees P.O. Box 241 Grundy, VA 24614		26.480000%	21.213128
	LEASED: 100% of Jawbone and Above Jewell Ridge Coal Corporation Attn: B. Weaver P.O. Box 70 Vansant, VA 24656 100% coal underlying Tiller Island Creek Coal Company P.O. Drawer L Oakwood, VA 24631			
	Subtotal Tract 2		26.480000%	21.213128
<u>Tract 3</u> (1.88% Unit) Caroline Cole Heirs	Jawbone Seam Only			
	Jewell Smokeless Coal Corporation Attn: B. Weaver P.O. Box 70 Vansant, VA 24656		1.044444%	0.836704
	Caroline Keen P. O. Box 283 Whitewood, VA 24657		0.208889%	0.167341
	Lena McDonald P. O. Box 323 Roaring Gap, NC 28668		0.417778%	0.334682
	Edith G. Street P. O. Box 792 Grundy, VA 24614		0.104444%	0.083670
	Carol Combs Irvin 4710 Hunterwood Circle Richmond, TX 77469-7635		0.034815%	0.027890

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<u>TRACT</u>	<u>OWNER</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Frederick H. Combs, II Trust Amy Combs and Eric Combs, Trustees P.O. Box 841 Tazewell, VA 24651		0.034815%	0.027890
	Martha Ellen Combs c/o A. G. Edwards & Co. P. O. Box 1199 Bluefield, VA 24605-4199		0.034815%	0.027890
	<i>Remainder of Coal</i>			
	Caroline Kean P. O. Box 233 Whitewood, VA 24657		0.27852%	0.22312
	Caroline Kean and Claude Kean as tenants by the entirety P. O. Box 233 Whitewood, VA 24657		0.06963%	0.05578
	Caroline Kean and Claude Kean as tenants in common P. O. Box 233 Whitewood, VA 24657		0.13926%	0.11156
	Thurman Gerald Cooper 12 Mellow Lane Bristol, VA 24201		0.02321%	0.01859
	Melanie Dawn Cooper P. O. Box 314 Hurley, VA 24620		0.00774%	0.00620
	Shannon Corey Cooper P. O. Box 314 Hurley, VA 24620		0.00774%	0.00620
	Byron Derek Cooper P. O. Box 314 Hurley, VA 24620		0.00774%	0.00620
	Karen Cooper Rowe Box 366 Bradshaw, WV 24871		0.00774%	0.00620
	Sharon Cooper Daniels P. O. Drawer T Gilbert, WV 25621		0.00774%	0.00620

150000886

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<u>TRACT</u>	<u>OWNER</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Lucile C. Christian P. O. Box 51 Raysal, WV 24879		0.00774%	0.00620
	Harold Galle Cole 1436 Betana Avenue Akron, OH 44310		0.13926%	0.11156
	Donald Stephen Cole 7583 Lakewater Drive Cincinnati, OH 45242		0.06963%	0.05578
	Kenneth Edward Cole 12043 Windermere Crossing Circle Winter Green, FL 34787-5522		0.06963%	0.05578
	Norma Cole Dotson P. O. Box 225 Rosedale, VA 24280		0.13926%	0.11156
	Shirley Cole Fuqua 2434 Hansard Dr. North Charleston, SC 29406		0.10444%	0.08367
	Nancy Jane Cole Box 2075 Beckley, WV 25802		0.10444%	0.08367
	Mary Cole (Selle) Harris 4823 Brasswood Dr. Columbia, GA 31904		0.03481%	0.02789
	Larry Dean Cole 14573 Lee Hwy. Bristol, VA 24202		0.03481%	0.02789
	Lena McDonald P. O. Box 323 Roaring Gap, NC 28668		0.20889%	0.16734
	Margaret Marie Burgess Davis P.O. Box 10 Richlands, VA 24641		0.10444%	0.08367
	James William Burress 22638 Aven Ln. Abingdon, VA 24211-5074		0.10444%	0.08367

17

150000886

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ROGERS 419-CBM UNIT F-36

VGOB DOCKET NO. 10-1116-2877

<u>TRACT</u>	<u>OWNER</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Edith G. Street P. O. Box 792 Grundy, VA 24614		0.10444%	0.08367
	Carol Combs Irvin 4710 Hunterwood Circle Richmond, TX 77469-7635		0.03481%	0.02789
	Frederick H. Combs, II Trust Amy Combs and Eric Combs, Trustees P.O. Box 841 Tazewell, VA 24651		0.03481%	0.02789
	Martha Ellen Combs c/o A. G. Edwards & Co. P. O. Box 1199 Bluefield, VA 24605-4199		0.03481%	0.02789
	LEASED:			
	100% coal underlying Tiller Island Creek Coal Company P.O. Drawer L Oakwood, VA 24631			
		Subtotal Tract 3	1.88000%	1.50607
<u>Tract 4</u> (0.71%) F.D. Robertson, et al	F.D. Robertson P.O. Drawer 1560 Grundy, VA 24614		0.08875%	0.07110
	Earl Dellinger P.O. Box 1054 Grundy, VA 24614		0.08875%	0.07110
	Virginia Wells 121 Dogwood Lane Moneta, VA 24121		0.08875%	0.07110
	Flora Jean Ratliff 261 Pleasant Hill Church Rd Tazewell, VA 23188		0.08875%	0.07110
	OGJ Properties, LLC 4810 Whitby Mews Williamsburg, VA 23188		0.17750%	0.14220

150000886

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<u>TRACT</u>	<u>OWNER</u>	<u>LEASE STATUS</u>	<u>INTEREST</u> <u>WITHIN</u> <u>UNIT</u>	<u>GROSS</u> <u>ACREAGE IN</u> <u>UNIT</u>
	Polly Ann Jewell General Delivery Doran, VA 24612		0.17750%	0.14220
	LEASED:			
	100% coal underlying Tiller Island Creek Coal Company P.O. Drawer L Oakwood, VA 24631			
	100% of Jawbone and Above Jewell Ridge Coal Corporation Attn: B. Weaver P.O. Box 70 Vansant, VA 24656			
		Subtotal Tract 4	0.71000%	0.56878
	COAL ESTATE			
	Percentage Unleased by Applicant		29.07000%	
	Acerage Unleased by Applicant			23.28798

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VGOB DOCKET NO. 10-1116-2877

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Gas Estate Only				
<u>Tract 2</u> (26.48%) Celia Compton	Celia Compton Trust Lodge Compton and William Blake Compton, Trustees P.O. Box 241 Grundy, VA 24614	Appalachian Energy - Gas, Oil, CBM Subtotal Tract 2	26.480000% 26.480000%	21.213128 21.213128
<u>Tract 3</u> (1.88% Unit) Caroline Cole Heirs	Caroline Keen P. O. Box 233 Whitewood, VA 24657	Appalachian Energy- Oil, Gas, CBM	0.27852%	0.22312
	Caroline Keen and Claude Keen as tenants by the entirety P. O. Box 233 Whitewood, VA 24657	Appalachian Energy- Oil, Gas, CBM	0.06963%	0.05578
	Caroline Keen and Claude Keen as tenants in common P. O. Box 233 Whitewood, VA 24657	Appalachian Energy- Oil, Gas, CBM	0.13926%	0.11156
	Thurman Gerald Cooper 12 Mellow Lane Bristol, VA 24201	Appalachian Energy- Oil, Gas, CBM	0.02321%	0.01859
	Melanie Dawn Cooper P. O. Box 314 Hurley, VA 24620	Oil & Gas: Appalachian Energy CBM Leased: CNX	0.00774%	0.00620
	Shannon Corey Cooper P. O. Box 314 Hurley, VA 24620	CBM Leased: CNX	0.00774%	0.00620
	Byron Derek Cooper P. O. Box 314 Hurley, VA 24620	CBM Leased: CNX	0.00774%	0.00620
	Karen Cooper Rowe Box 366 Bradshaw, WV 24871	Oil & Gas: Appalachian Energy	0.00774%	0.00620

20

150000886

EXHIBIT B-3

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ROGERS 419-CBM UNIT F-36

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	Sharon Cooper Daniels P. O. Drawer T Gilbert, WV 25821	Oil & Gas: Appalachian Energy CBM Leased: CNX	0.00774%	0.00620
	Lucille C. Christian P. O. Box 51 Raysal, WV 24879	Oil & Gas: Appalachian Energy CBM Leased: CNX	0.00774%	0.00620
	Harold Gallie Cole 1436 Betana Avenue Akron, OH 44310	Appalachian Energy- Oil, Gas, CBM	0.13926%	0.11156
	Donald Stephen Cole 7583 Lakewater Drive Cincinnati, OH 45242	Appalachian Energy- Oil, Gas, CBM	0.06963%	0.05578
	Kenneth Edward Cole 12043 Windermere Crossing Circle Winter Green, FL 34787	Appalachian Energy- Oil, Gas, CBM	0.06963%	0.05578
	Norma Cole Dotson P. O. Box 225 Rosedale, VA 24280	Appalachian Energy- Oil, Gas, CBM	0.13926%	0.11156
	Shirley Cole Fuqua 2434 Hansard Dr. North Charleston, SC 29406	Appalachian Energy- Oil, Gas, CBM	0.10444%	0.08367
	Nancy Jane Cole Box 2075 Beckley, WV 25802	Appalachian Energy- Oil, Gas, CBM	0.10444%	0.08367
	Mary Cole (Selle) Harris 4823 Brasswood Dr. Columbia, GA 31904	Appalachian Energy- Oil, Gas, CBM	0.03481%	0.02789
	Larry Dean Cole 14573 Lee Hwy. Bristol, VA 24202	Appalachian Energy- Oil & Gas	0.03481%	0.02789

21

150000886

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	Lena McDonald P. O. Box 323 Roaring Gap, NC 28668	Unleased	0.20889%	0.16734
	Margaret Marie Burress Davis P.O. Box 10 Richlands, VA 24641	Oil & Gas: Appalachian Energy CBM Leased: CNX	0.10444%	0.08367
	James William Burress 22638 Aven Ln. Ablington, VA 24211-5074	Appalachain Energy- Oil, Gas, CBM	0.10444%	0.08367
	Edith G. Street P. O. Box 792 Grundy, VA 24614	Appalachain Energy- Oil & Gas	0.10444%	0.08367
	Carol Combs Irvin 4710 Hunterwood Circle Richmond, TX 77469-7635	Appalachain Energy- Oil, Gas, CBM	0.03481%	0.02789
	Frederick H. Combs, II Trust Amy Combs and Eric Combs, Trustees P.O. Box 841 Tazewell, VA 24651	Appalachain Energy- Oil, Gas, CBM	0.03481%	0.02789
	Martha Ellen Combs c/o A. G. Edwards & Co. P. O. Box 1199 Bluefield, VA 24605-4199	Appalachain Energy- Oil, Gas, CBM	0.03481%	0.02789
	Subtotal Tract 3		1.88000%	1.51000
<u>Tract 4</u> (0.71%)	F.D. Robertson P.O. Drawer 1560 Grundy, VA 24614	Appalachain Energy- Oil, Gas, CBM	0.08875%	0.07110
F.D. Robertson, et al	Earl Dellinger P.O. Box 1054 Grundy, VA 24614	Appalachain Energy- Oil, Gas, CBM	0.08875%	0.07110
	Virginia Wells 121 Dogwood Lane Moneta, VA 24121	Appalachain Energy- Oil, Gas, CBM	0.08875%	0.07110

22

150000886

EXHIBIT B-3

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ROGERS 419-CBM UNIT F-36

VGOB DOCKET NO. 10-1116-2877

<u>TRACT</u>	<u>OWNER</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Flora Jean Ratliff 281 Pleasant Hill Church Rd. Tazewell, VA 23188	Appalachain Energy- Oil, Gas, CBM	0.08875%	0.07110
	OGJ Properties, LLC 4810 Whitby Mews Williamsburg, VA 23188	Appalachain Energy- Oil, Gas, CBM	0.17750%	0.14220
	Polly Ann Jewell General Delivery Doran, VA 24812	Appalachain Energy- Oil, Gas, CBM	0.17750%	0.14220
		Subtotal Tract 4	0.71000%	0.56878

GAS ESTATE

Percentage Unleased by Applicant	29.070000%
Acerage Unleased by Applicant	23.291909

INSTRUMENT #150000886
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
JUNE 3, 2015 AT 11:47AM
BEVERLY S. TILLER, CLERK
RECORDED BY: GGB

23